

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 83 - HB 139**

March 3, 2023

**SUMMARY OF BILL:** Requires a driver who holds a valid commercial driver license (CDL) to be present behind the wheel of only the lead commercial motor vehicle in a platoon, rather than behind the wheel of each commercial motor vehicle in that platoon.

**FISCAL IMPACT:**

**Other Fiscal Impact – Passage of the proposed legislation could jeopardize federal highway and grant funding to the Department of Transportation.**

Assumptions:

- Based on information provided by the Tennessee Department of Transportation, passage of the proposed legislation could be in violation of federal regulations, specifically CFR 49 § 383.3, which establishes that federal requirements for the operation of commercial motor vehicles ‘apply to every person who operates a commercial motor vehicle in interstate, foreign, or intrastate commerce, to all employers of such persons, and to all States.’ The provision goes on to provide some exceptions. However, it is unclear whether or not the authorization provided in the proposed legislation would meet any of the criteria for those exceptions.
- If deemed a violation, passage of the proposed legislation could jeopardize annual federal highway and grant funding in an unknown amount.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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